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**Federal Communications Commission**

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**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Reit Management & Research LLC	)	File No. EB-03-PA-130
	)	EB-03-PA-131
Philadelphia, Pennsylvania	)	
	)	
Attention: John McCaffrey	)	NOV No. V20033240002

**NOTICE OF VIOLATION**

**Released: August 19, 2003**

By the District Director, Philadelphia Office, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,<sup>1</sup> to Reit Management & Research LLC ("Reit").

2. On July 22, 2003, an agent of the Commission's Philadelphia Office inspected radio station WAD466 and the roof-top antenna structure located at 1500 Market Street, Philadelphia, Pennsylvania and observed the following violations:

- a. 47 C.F.R. § 1.948(a): "Except as provided in this section, authorizations in the Wireless Radio Service may be assigned by the licensee to another party, voluntarily or involuntarily, directly or indirectly, or the control of a licensee holding such authorizations may be transferred only upon application to an approval by the Commission." Reit failed to file an application with the Commission to assign the license for station WAD466 from Centre Square Management to Reit Management & Research LLC. Reit had acquired ownership of the radio station equipment from Centre Square Management in October 2002.
- b. 47 C.F.R. § 17.4(a): "Effective July 1, 1996, the owner of any proposed or existing antenna structure that requires notice of proposed construction to the Federal Aviation Administration must register the structure with the Commission. This includes those structures used as part of stations licensed by the Commission for the transmission of radio energy, or to be used as part of a cable television head end system". Reit failed to register with the Commission the antenna structure, which is located on the roof of 1500 Market Street, Philadelphia, Pennsylvania.

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<sup>1</sup> 47 C.F.R. § 1.89.

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3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,<sup>2</sup> and Section 1.89 of the Commission's Rules, Reit Management & Research LLC, must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific actions taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective actions. The response must be complete in itself and signed by a principal or officer of the licensee with personal knowledge of the matter. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission  
Philadelphia Office  
One Oxford Valley Building, Suite 404  
2300 East Lincoln Highway  
Langhorne, Pennsylvania 19047

4. This Notice shall be sent to Reit Management & Research LLC, Property Management Division, Building Management Office, Centre Square, 1500 Market Street, Lower Mezzanine, Philadelphia, Pennsylvania 19102.

5. The Privacy Act of 1974<sup>3</sup> requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.<sup>4</sup>

FEDERAL COMMUNICATIONS COMMISSION

John E. Rahtes  
District Director  
Philadelphia Office

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<sup>2</sup> 47 U.S.C. § 308(b).

<sup>3</sup> P.L. 93-579, 5 U.S.C. § 552a(e)(3).

<sup>4</sup> 18 U.S.C. § 1001 *et seq.*